STATE OF NEW YORK

7801

2023-2024 Regular Sessions

IN ASSEMBLY

June 15, 2023

Introduced by M. of A. JOYNER -- read once and referred to the Committee on Labor

AN ACT to amend the labor law, in relation to establishing local wage enforcement authority in the city of New York and authorizing the city of New York to establish a minimum wage that is higher than the statewide minimum wage

The People of the State of New York, represented in Senate and Assembly, do enact as follows:

Section 1. Section 665 of the labor law is renumbered section 669 and two new sections 665 and 666 are added to read as follows:

§ 665. Local wage enforcement authority. A city with a population of one million or more, acting through its comptroller, may enforce and investigate violations of the state minimum wage, other state wage requirements established pursuant to this article, and any other local law, ordinance, or regulation requiring payment of a minimum wage or compensation, or establishing a labor standard for work performed within the city's geographic boundaries. The comptroller shall be empowered to adopt further enforcement provisions, remedies, penalties, and other implementing regulations. Provided, however, the commissioner of consumer and worker protection of such a city or any successor to such office may also enforce and investigate violations of the state minimum wage and other state wage requirements established pursuant to this article in the course of enforcing other laws that such commissioner is charged with enforcing and may order any authorized remedies or penalties. Provided, further, nothing in this section shall limit the authority of the department of labor or any other government agency to enforce the state minimum wage and other state wage requirements established pursuant to this article or any other law within the geographic boundaries of a city with a population of one million or more or elsewhere.

§ 666. Local wage regulation authority. A city with a population of one million or more may enact local laws, ordinances or regulations

EXPLANATION--Matter in *italics* (underscored) is new; matter in brackets [-] is old law to be omitted.

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requiring payment of a minimum wage or compensation at a rate or rates higher than those required under this article for work performed within the city's geographic boundaries, including for employees in specific occupations or industries and for persons who are not subject to the state minimum wage.

§ 2. This act shall take effect immediately.